

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION

JIM EDWARD MASSEY,

:

Petitioner,

:

1:08cv198-WKW
CIVIL ACTION 07-0664-KD-M

v.

:

BILLY MITCHEM,

:

Respondent.

:

ORDER

In the Answer, Respondent asserts that Petitioner's habeas corpus petition is due to be dismissed pursuant to 28 U.S.C. § 2244(d)(1)(A) on the ground that the habeas petition was not properly filed within a one-year period of time after his conviction became final under the Anti-Terrorism and Effective Death Penalty Act of 1996 (AEDPA) (Doc. 10). Respondent has argued that this petition comes nearly nine years too late (Doc. 10, pp. 2-5).

Petitioner is **ORDERED** to show cause, **not later than January 10, 2008**, why this habeas petition should not be dismissed pursuant to 28 U.S.C. § 2244(d)(1)(A) as time-barred.

DONE this 10th day of December, 2007.

s/BERT W. MILLING, JR.
UNITED STATES MAGISTRATE JUDGE